

**CALENDAR ITEM
C14**

A 37
S 17

05/05/08
PRC 8323.2
C. Hudson

CONTINUATION OF RENT

LESSEE:

Protech Minerals, Inc.
17092 South D Street
Victorville, California 92392

AREA, LAND TYPE, AND LOCATION:

3.70 acres, more or less, of State school lands in a portion of Section 36, Township 20 North, Range 10 East, SBM, near the Pahrump Valley Wilderness Area, San Bernardino County.

AUTHORIZED USE:

Continued use and maintenance of an existing unpaved dirt access road.

LEASE TERM:

Ten years, beginning May 1, 2001. with the right to renew for two additional terms not to exceed a total renewal term of 15 years, subject to such reasonable renewal terms as the Commission may impose.

CONSIDERATION:

This lease provides that Lessor may modify the rent periodically during the lease term. Pursuant to this provision, staff has conducted a review of the rent under this lease, and recommends that the rent be continued at \$100 per year, effective May 1, 2008.

OTHER PERTINENT INFORMATION:

1. On April 24, 2001, the Commission authorized a General Lease - Right of Way Use with Protech Minerals, Inc., for an existing unpaved dirt access road. That lease will expire on April 30, 2011.
2. The access road is used to transport employees and equipment to the Lessee's talc mining facilities, which are located on federal land owned by the Bureau of Land Management (BLM). The road is used approximately

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20 to 50 days a year. The trucks that haul ore off the site can haul 25 to 27 tons at a time. The road is inspected and maintained by BLM, which is the adjacent landowner. The inspections are current and no violations have been reported.

EXHIBIT:

- A. Site and Location Map

RECOMMENDED ACTION:

IT IS RECOMMENDED THAT THE COMMISSION:

CEQA FINDING:

FIND THAT THE ACTIVITY IS NOT SUBJECT TO THE REQUIREMENTS OF THE CEQA PURSUANT TO TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15060(c)(3) BECAUSE THE ACTIVITY IS NOT A PROJECT AS DEFINED BY PUBLIC RESOURCES CODE SECTION 21065 AND TITLE 14, CALIFORNIA CODE OF REGULATIONS, SECTION 15378.

AUTHORIZATION:

APPROVE THE CONTINUATION OF RENT FOR LEASE NO. PRC 8323.2 AT \$100 PER YEAR, EFFECTIVE MAY 1, 2008.